

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JAMES M. FUTRELL,
Petitioner

v.

JOHN E. WETZEL, et al.,
Respondents

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No. 1:12-cv-02492

(Judge Kane)

(Magistrate Judge Carlson)

ORDER

Before the Court is the November 21, 2016 Report and Recommendation of Magistrate Judge Carlson. (Doc. No. 63.) No timely objections have been filed. **ACCORDINGLY**, on this 19th day of December 2016, upon independent review of the record and the applicable law,

IT IS HEREBY ORDERED THAT:

1. The Court adopts the Report and Recommendation of Magistrate Judge Carlson (Doc. No. 63);
2. Petitioner's motion for leave to file an amended petition (Doc. No. 58) is **DENIED**; and
3. The above-captioned action is referred back to Magistrate Judge Carlson for further pre-trial management.

s/ Yvette Kane

Yvette Kane, District Judge
United States District Court
Middle District of Pennsylvania